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THE BERG LAW GROUP
 IRVING L. BERG (SBN 36273)
 433 Town Center, PMB 943
 Corte Madera, CA 94925
 (415) 924-0742
 (415) 891-8208 (Fax)

Attorney for Plaintiff

FILED

MAY 03 2006

RICHARD W. WIEKING
 CLERK, U.S. DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA

HERBERT H. HAPIN, individually and on
 behalf of others similarly situated,

Case No.: C- 06 0637 MJJ

**NOTICE OF DISMISSAL
 WITHOUT PREJUDICE**

Plaintiff,

v.

ARROW FINANCIAL SERVICES, L.L.C.,

Defendants.

TO: THE CLERK OF THE COURT

PLEASE TAKE NOTICE that the Plaintiff hereby dismisses this case, without prejudice,
 pursuant to Rule 41(a)(1)(i) of the Federal Rules of Civil Procedure. No class has been certified
 in this case, and therefore Rule 23(e) of the Federal Rules of Civil Procedure does not apply.
 Further, defendants have not served an answer or motion for summary judgment, and therefore,
 dismissal does not require a court order.

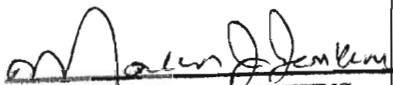
DATED: April 26, 2006

By: /s/

IRVING L. BERG
 Attorney for Plaintiff

IT IS SO ORDERED

NOTICE OF DISMISSAL WITHOUT PREJUDICE


 MARTIN J. JENKINS
 UNITED STATES DISTRICT JUDGE
5/3/2006
 DATE